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10 behalf of others similarly situated

11
12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**
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15 KASSONDRA BAAS and KELLY
16 LOFQUIST, individually and on behalf
17 of all others similarly situated,

18 Plaintiffs,

19 vs.

20 DOLLAR TREE STORES, INC.,

21 Defendants.
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CASE NO. 07-03108

CLASS ACTION

**[Proposed] ORDER DENYING
DEFENDANT'S MOTION TO
DISMISS**

The Honorable Jeffrey S. White

Courtroom 2, 17th Floor

Time: 9:00 a.m., August 24, 2007

1 The motion of the defendant, Dollar Tree Stores, Inc. for an order
2 dismissing Plaintiffs' cause of action for fraud, came on for hearing on August 24,
3 2007. The Court has considered the moving papers, opposition papers, reply
4 papers, the submissions of counsel, and all other papers filed in this action.

5 The matter having been submitted, the Court hereby orders as follows:

6 Defendant's Motion to Dismiss is DENIED.

7 Defendant is ordered to file its Answer to the complaint within ten (10)
8 days.
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13 Dated: _____

Honorable Jeffrey S. White
District Court Judge
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